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OFFICE OF PETITIONS

In re Application of	:	
Hanson, et al.	:	
Application No. 10/034,404	:	DECISION ON PETITION
Filed: December 28, 2001	:	
Attorney Docket No. 12947	:	

This is a decision on the petition filed on October 19, 2004, pursuant to 37 CFR 1.137(b), to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action, mailed April 5, 2004, which set a shortened statutory period for reply of three (3) months. On September 7, 2004, petitioner obtained a two month extension of time and filed an amendment.¹ However, the amendment was not entered because it did not place the application in condition for allowance. Accordingly, the above identified application became abandoned on September 6, 2004. The mailing of this decision precedes the mailing of a Notice of Abandonment.

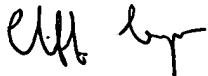
¹ September 7, 2004 was timely because September 5th and 6th fell on a Sunday and a federal holiday, respectively.

With the instant petition, petitioner paid the petition fee, made the proper statement of unintentional delay, and submitted the required reply in the form of an RCE and submission under 37 CFR 1.114 (a request to consider the amendment previously filed on September 7, 2004).

The petition fee of \$1,370 and the RCE fee of \$790 have been charged to Deposit Account No. 14-0780, as authorized.

The application file is being forwarded to Group Art Unit 3661 for consideration of petitioner's RCE, filed October 19, 2004, and the amendment filed September 7, 2004.

Telephone inquiries concerning this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo".

Cliff Congo
Petitions Attorney
Office of Petitions